IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 26TH FEBRUARY 2007 / 7TH PHALGUNA 1928

WP(C).No. 6274 of 2007(V)

RCP.80/2005 of PRL.M.C.,KANNUR
.....

PETITIONER:

MR.M.SUMESH, S/O.M.KUMARAN,
AGED 35 YEARS, NADAPPURAKKAL HOUSE,
SHANTHI ROAD, PALLIKUNNU AMSOM, CHALAD DESOM
P.O. PALLIKUNNU, KERALA STATE.

BY ADV. SRI.C.K.SREEJITH

RESPONDENTS:

THAYTHE PURAYIL MOOSAN, S/O.MOIDU HAJI,
AGED 38 YEARS, MADFAI AMSOM, VENGAR DESOM,
P.O.VENGARA THROUGH HIS POWER OF ATTORNEY HOLDER,
S.A.P.MOIDU HAJI, S/O.ABDULLA, AGED 65 YEARS,
NO OCCUAPATION, RAMLS MANZIL, P.O.MUTTAM,
VENGARA, KANNUR.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.R.RAMAN & ANTONY DOMINIC,JJ.

W.P.(C).NO.6274 OF 2007

Dated this the 26th day of February, 2007

JUDGMENT

Raman,J.

This is a petition filed under Article 227 of the Constitution of India seeking time for vacating the premises. The Rent Control Court allowed the petition for eviction. There was no appeal and the said order has become final, pursuant to which execution proceedings were taken by the landlord.

2. In such circumstances, this Court in exercise of the powers under Article 227 of the Constitution cannot grant any time for vacating the premises, when the order passed by the Rent Control Court has become final and the landlord by virtue of the said order

became entitled to execute the order.

Writ Petition is dismissed.

P.R.RAMAN,
Judge.

ANTONY DOMINIC,
Judge.

kcv.